

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS**

08Cv2501 j. n.

JUDGE CASTILLO

MAG. JUDGE ASHMAN

**Civil Cover Sheet**

This automated JS-44 conforms generally to the manual JS-44 approved by the Judicial Conference of the United States in September 1974. The data is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. The information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is authorized for use only in the Northern District of Illinois.

**Plaintiff(s):** BOARD OF TRUSTEES OF THE  
NORTHERN ILLINOIS BENEFIT FUND, ET AL.

**Defendant(s):** THOMAS H. LITVIN CO., an Illinois  
corporation

County of Residence: COOK

County of Residence:

Plaintiff's Atty: Donald D. Schwartz  
Philip Brzozowski  
Arnold and Kadjan  
19 W. Jackson Blvd., Suite 300  
Chicago, IL 60604  
312-236-0415

Defendant's Atty:

II. Basis of Jurisdiction:

**3. Federal Question (U.S. not a party)**

III. Citizenship of Principle Parties  
**(Diversity Cases Only)**

Plaintiff:- N/A  
Defendant:- N/A

IV. Origin :

**1. Original Proceeding**

V. Nature of Suit:

**791 E.R.I.S.A**

VI.Cause of Action:

**This cause of action is for underfunding of various trust funds administered by the Plaintiffs and arises under Section 301 of the National Labor Relating Act, U.S.C. Chapter 7 Section 185(a) and ERISA, 29 U.S.C. Section 1132 and 1145**

VII. Requested in Complaint

Class Action: **No**  
Dollar Demand:  
Jury Demand: **No**

VIII. This case **is NOT** a refiling of a previously dismissed case. (If yes case number \_\_\_\_\_ by Judge \_\_\_\_\_)

Signature: \_\_\_\_\_ s/Philip Brzozowski

Date: \_\_\_\_\_ May 1, 2008